

INDIANA TAX COURT

Cases Transmitted

Week of 8/21/06

Name: Diebold Incorporated & Subsidiaries v. Ind. Dept. of State Revenue

Case No. 49T10-0608-TA-79

Date Filed: 8/21/06

Attorneys: Larry J. Stroble, Randal J. Kaltenmark, Ziaaddin Mollabashy

BARNES & THORNBURG LLP

11 South Meridian Street

Indianapolis, IN 46204

(317) 231-7248

Type of Tax: Income - taxpayer challenges whether it must file a combined return with subsidiaries when subsidiaries did not do business in Indiana; whether certain intercompany sales should be included in sales factor; and if combined reporting is, in fact required, what constitutes the property unitary group?